



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Manfred Schmid et al. Art Unit : 3737
Serial No. : 09/914,640 Examiner : Devaang Shah
Filed : August 31, 2001
Title : ACTIVE INSTRUMENT FOR DETERMINING A POSITION IN NAVIGATION
SYSTEMS FOR ASSISTING SURGICAL INTERVENTIONS

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the action dated November 7, 2003, finally rejecting claims 5-16.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 3 months to and including May 7, 2004 is enclosed.

A check in the amount of \$165 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: May 7, 2004

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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